

FINAL MINUTES
Klamath Fishery Management Council Meeting
April 1-4, 2001
Sacramento Red Lion Inn,
Sacramento, California
Meeting #65

Sunday, April 1, 2001

3:00 pm Convene meeting and introduce members

Mike Rode sat in for LB Boydstun on April 1. Mike Orcutt sat in for Leonard Masten, Jr. on April 1-4. Sam Sharr sat in for Steve King on April 1-4. Phil Detrich sat in for Mary Ellen Mueller on April 1-4.

Representative Seat

California Commercial Salmon Industry
California In-river Sport Fishing Community
California Offshore Recreational Fishing Industry
California Department of Fish and Game
Hoopa Valley Tribe
National Marine Fisheries Service
Non-Hoopa Indians Residing in Klamath
Conservation Area
Oregon Commercial Salmon Fishing Industry
Oregon Department of Fish and Wildlife
Pacific Fishery Management Council
U.S. Department of Interior

Members Present

Dave Bitts
Virginia Bostwick
Paul Kirk
LB Boydstun (and alternate Mike Rode)
Mike Orcutt (alternate for Leonard Masten, Jr.)
Dan Viele
Dave Hillemeier

Keith Wilkinson
Sam Sharr (alternate for Steve King)
Hans Radtke
Mary Ellen Mueller (and alternate Phil Detrich)

Other speakers: Jennifer Silveira, Mike Burner, Jim Welter, Don Stevens, George Kautsky, Bob Crouch.

ADMINISTRATION

Agendum 1. Election of officers

Mary Ellen Mueller distributed her letter of resignation from the Klamath Fishery Management Council (KFMC) chairmanship (*Handout A*).

Mike Orcutt made a motion with Keith Wilkinson seconding:

To accept the resignation of Mary Ellen Mueller as chair of the KFMC.

Motion passed, with Mary Ellen Mueller abstaining.

Mary Ellen Mueller made a motion, with Dave Hillemeier seconding, to nominate Dan Viele for KFMC chair. Sam Sharr made a motion, with Dan Viele seconding, to nominate Mike Orcutt for KFMC chair. Dan Viele made a motion, with Mary Ellen Mueller seconding, to nominate Dave Hillemeier for KFMC chair. Dave Hillemeier declined the nomination. Mary Ellen Mueller made a motion, with ? seconding, to nominate Hans Radtke for KFMC chair. Hans Radtke declined the nomination.

Keith Wilkinson made a motion, with Dave Bitts seconding, to close the nominations. The motion passed unanimously. Members discussed whether to suspend consensus to allow a vote, but decided instead to caucus. After a five-minute caucus, members stated who they supported, with the majority supporting Dan Viele.

Sam Sharr made a motion with Mike Orcutt seconding:
To affirm unanimity of support for Dan Viele as KFMC chair.
The motion passed with Mary Ellen Mueller abstaining.

Mike Orcutt described the great strides the tribes have made as co-managers since 1986, including their efforts in the Westlands suit and Klamath flow issues. He wondered whether there might be suspicion that the tribes are advocating an agenda, and re-stated the long-term commitment the tribes have to the fisheries.

Mary Ellen Mueller, Mike Rode, and Dave Bitts expressed great appreciation for the tribes' advocacy, and said that Mike Orcutt would have done an excellent job as chair. They supported having the National Marine Fisheries Service (NMFS) representative be the chair in order to allow Mike Orcutt to be a stronger advocate for the tribes without the constraint of neutrality required of the chair. It should not be seen as a negative reflection on Mike or the Hoopa Valley Tribe.

Mike Orcutt made a motion with Keith Wilkinson seconding:
To affirm Paul Kirk as KFMC vice-chair.
The motion passed unanimously.

Mary Ellen Mueller announced she would no longer be representing the Department of the Interior on the KFMC, and introduced her alternate, Phil Detrich, the Project Leader of the Yreka Fish and Wildlife Office. He will most likely be her replacement on the KFMC.

Agendum 2. Review, approve agenda

Members reviewed and approved the agenda (*Handout B*). Mike Orcutt asked for a discussion of spring chinook management in 2001; it was added after Agendum 9. Paul Kirk asked for an update from the California Department of Fish and Game (CDFG) regarding passing surplus fish from the ocean fisheries to the in-river fishery; it was included in Agendum 9. Dave Hillemeier asked to have Agendum 11 removed. George Kautsky, chair of the Klamath River Technical Advisory Team (KRTAT), asked to have Agendum 7 removed, since the information is already presented in the Pacific Fishery Management Council's Pre-season Report II.

Keith Wilkinson made a motion with Dave Bitts seconding:
To approve the agenda as amended.
The motion passed unanimously.

Agendum 3. Adopt minutes from the February 22-23, 2001 meeting

Members asked to postpone this agendum to allow further review of the draft minutes.

Agendum 4. Review handouts

Jennifer Silveira of the Yreka Fish and Wildlife Office reviewed the handouts (*see Attachment #2*).

2001 MANAGEMENT SEASON**Agendum 5. Review of recommendations made to the Pacific Fishery Management Council (PFMC) by the KFMC in March**

Paul Kirk referred to members to *Handout C*, the KFMC's March recommendation. He said that Don McIsaac, PFMC executive director, had suggested that the presentation of the KFMC's recommendations be briefer. Dave Hillemeier said that other individuals give longer testimony, and that as an advisory group the KFMC should say what it needs to say. Paul Kirk asked whether just a summary of the recommendation should be read into the record, with the full text presented in the handout. Hans Radtke suggested presenting the major points of the recommendation first, followed by the details, so the presenter could choose to cut the details and refer listeners to the handout if necessary.

Agendum 6. Review of the PFMC's options for public review

Hans Radtke referred members to *Handout D*, the proposed options for ocean fisheries.

Regarding public comments on the ocean recreational options, Hans Radtke and Paul Kirk said that at the PFMC's Coos Bay and Eureka hearings, support was for Option I. Oregon Department of Fish and Wildlife (ODFW) biologist Mike Burner said that at ODFW's Tillamook hearing, support was for Option I, although there was concern that the option was biased in favor of the south. Hans Radtke wondered why people supported Option I, which has a shorter season, when that would bring less money to local economies. Keith Wilkinson said that equity between ports was a factor, and that the additional days open in May in Option II would not be a benefit, as the weather is bad at that time of year. Paul Kirk wondered why the 98-day season in Option II had a lower impact than the 90-day season in Option I (leaving the recreational share less than their 17% allocation). Mike Burner said that while Option II has 10 more days in May, it has fewer days in July, and May days have a lower impact than July days. Dave Bitts asked what changes had been proposed to make Option I give the recreational fishery their full 17% allocation. Paul Kirk said the fishery was asking for two more days in July and one in May, and asked the KRTAT to work with the Scientific and Statistical Team (STT) on modeling that. George Kautsky replied that the STT must do the modeling, and suggested the KFMC ask the PFMC to direct the STT to do it.

Regarding public comments on the ocean troll options, Dan Viele said that at the PFMC's Moss Landing hearing support was for troll Option II and a bubble fishery in Morro Bay, but there was no support for a quota in Bodega Bay. Paul Kirk and Mike Burner said that at the Eureka and Tillamook hearings Klamath Management Zone (KMZ) trollers asked for more time on the water in August and June.

Regarding the rolling over of surplus ocean fish to the in-river fishery and the tribes, Paul Kirk said that CDFG answered questions about it at the Eureka meeting, but there were no objections by the public. Keith Wilkinson said there were no objections at the Coos Bay meeting either.

Agendum 8. Public comment

Jim Welter, Oregon sport fishing representative on the Salmon Advisory Subpanel (SAS), said that the KMZ Coalition had worked out a revised Option I that would achieve the 17% allocation, and have presented it as a PFMC handout, Exhibit B4. The SAS has used it. He urged the members to review it, and wondered why Option II was even being discussed at this point.

Don Stevens, Oregon troll representative on the SAS, said that Oregon trollers followed the KFMC's guidelines when developing options. Sharing between Oregon and California troll fisheries is neutral in the options.

Agendum 9. Action: Develop additional recommendations for the 2001 management season for presentation to the PFMC and other agencies

Dan Viele directed members to concentrate on making a recommendation to the PFMC before working on the draft recommendation to the tribes and California Fish and Game Commission (*Handout E*). Paul Kirk said LB Boydston should be present for further development of *Handout E*. Mike Orcutt, Sam Sharr and Dave Hillemeier stressed the importance of working on *Handout E* as soon as possible.

From the audience, Don Stevens said that the tribes' inability to harvest more of last year's large fall chinook run was a result of the Klamath River Technical Advisory Team's (KRTAT) inability to accurately predict the run size. He presented *Handout F*, a letter from William Robinson, NMFS, to Don McIsaac, PFMC, regarding salmon forecast methodologies, dated June 9, 2000.

Members discussed the motion passed by the KFMC on March 10, 1996 regarding the full utilization of harvestable surplus fish (*Handout G*), and whether to restate the motion this year.

Dave Hillemeier made a motion with Paul Kirk seconding:

The KFMC recommends full utilization of harvestable surplus fish originating from the Klamath River Basin, recognizing that California coastal chinook, Oregon coastal natural coho, and Sacramento winter run chinook constraints may constrain fisheries more than the Klamath fish impact alone. In general, as Klamath impacts are limited by other stocks north and south of the KMZ, "saved" fish should be allocated to (1) fisheries within the KMZ, and then if other stock constraints are limited, to (2) a full Klamath River sport fishery, and if additional harvestable fish remain, to (3) Klamath River tribal fisheries. The escapement rate of about 33% should be maintained.

Dave Bitts offered a friendly amendment that was accepted:

Any such transfer has no effect on any party's share entitlement or allocation in any future year.

The motion passed with Mike Orcutt abstaining.

Added Agendum. Spring chinook management

Mike Orcutt introduced the Hoopa Valley Tribe's Draft Fisheries Management Plan for Commercial Harvest of Spring Chinook Salmon on the Hoopa Valley Reservation 2001 (*Handout H*). He said comments on the plan are welcome. After review and revision of the plan, the Tribal Council will conduct a scoping, co-managers will be involved, and the plan will take affect in June. Dave Hillemeier expressed that the status of the South Fork Trinity River spring chinook is of concern. He said that in 1964 the South Fork Trinity spring chinook run was estimated to be 10,000, but less than 5% of that number have returned in each of the last three years. The Yurok Tribe has observed partial closures to their fishery to protect natural spring chinook. George Kautsky replied that the proposed Hoopa commercial harvest targets the Trinity River Hatchery (TRH) stock, rather than wilds stocks. It will take place during the maximum coded wire tag recovery period for TRH fish, June 1 to July 15. Paul Kirk said the in-river sport fishermen have requested a similar sport fishery on spring chinook. Mike Rode added that that fishery would take place up-river of the confluence with the South Fork, so it would not harm the

South Fork stock. Dave Hillemeier said wild spring chinook are currently taken in the lower river spring sport fishery, but it is not monitored by CDFG. Sam Sharr offered Oregon Department of Fish and Wildlife (ODFW) technical support to develop a scientifically-based management plan for Klamath/Trinity spring chinook, since spring chinook are also taken in Oregon ocean fisheries. Regarding the Hoopa Valley Tribe's commercial harvest, Hans Radtke suggested the Tribe do a marketing evaluation plan, to help maximize their income.

Agendum 10. Set meeting times for the rest of week

The next meeting was set for Monday, April 2, at 12:00 pm.

6:30 pm Recess

Monday, April 2, 2001

12:00 pm Reconvene

Agendum 2 (continued). Review, approve agenda

Members reviewed and approved the agenda (*Handout I*).

2001 MANAGEMENT SEASON (continued)

Agendum 9a. Report on the California Fish and Game Commission

LB Boydston said the California Fish and Game Commission (Commission) would be adopting final fishing regulations at their meeting in Monterey on April 6, 2001 (see *Handouts J and K*). On May 30 2001, the director of CDFG signed a letter to the Commission with CDFG's recommendations: Option I for the KMZ sport fishery, and an in-river sport fishery quota of 29,800-30,000 (a range between Options I and II). He said he planned to inform the Commission of the PFMC's final recommendation on the night of April 5. Other proposed changes to the regulations include: an increase in the adult limit to 3 salmon (of which only 2 can be over 22 inches), an increase in the weekly bag limit to 6 in 7 days (up from 4), and an increase in the possession limit to 6 (up from 4).

In response to questions from Dave Hillemeier, LB Boydston said the changes may apply to the spring chinook fishery also, depending on when the regulations take effect, and that the Commission had not considered delaying the changes until August 1 to protect spring chinook. No concerns had been expressed about it. Dave Hillemeier said the Yurok Tribe is concerned. LB Boydston responded that it was not too late for the Commission to consider minor changes, and asked for suggested language and areas of concern, such as the South Fork Trinity and Salmon River.

Mike Orcutt asked whether CDFG would commit staff to developing a spring chinook management plan, as Sam Sharr had offered ODFW assistance. LB Boydston said he would inquire and respond to the question at the HAWG meeting.

Agendum 9b. Develop recommendation for the PFMC

Dave Bitts said the KFMC had little to recommend besides that the SAS continue its good work. Paul Kirk reminded members that public support in the KMZ sport fishery had been for Option 1.

Paul Kirk made a motion with Dave Bitts seconding:
The KFMC recommends to the PFMC Option 1 for the KMZ sport fishery.
After hearing public comment (below) the motion passed unanimously.

Agendum 8 (continued). Public comment

Bob Crouch, from Brookings, said he was at the Coos Bay public hearing on the options, and only one individual supported Option 2. All others, including businesses, supported Option 1.

Agendum 9c. Develop recommendations for the California Fish and Game Commission and the Tribes

Dan Viele said this agendum refers to fish the in-river sport fishery may not be able to catch, and possible mechanisms for transferring those fish to the tribes (*Handout E*). NMFS would like to see that whatever happens is documented, that the escapement goal is met, and that the process is orderly.

Members discussed whether the Commission, the KFMC or the HAWG would have a role in the transfer. LB Boydston said he saw the transfer as a decision between CDFG and the tribes, supported by documentation to provide the tribes with credibility and support from other fisheries. Members then discussed details of how the transfer should be structured. LB Boydston said CDFG should: 1) develop an in-season in-river catch prediction model (to be reviewed by the KRTAT), 2) implement an in-season monitoring program to make a timely prediction, 3) define a cut-off time when the prediction is made, and 4) have documentation everyone can look at. Given the uncertainty of the stock prediction, he recommended that only the surplus from the lower river quota should be transferred, that no transfer should be made if there are less than 2000 surplus fish, and that only 50% of the surplus should be transferred.

Dave Bitts asked about the likelihood that the run would be lower than predicted, and that fish allocated to escapement would be transferred to the tribes. Dave Hillemeier said that scenario was unlikely, because if the run is low, catches are usually low also.

Members discussed transferring 50% rather than 100% of the surplus. Dave Hillemeier made a motion (see *Handout L*). Mike Orcutt suggested a friendly amendment to incorporate 50/50 tribal/non-tribal sharing into the motion. Dave Bitts suggested a friendly amendment that the motion say that the total in-river harvest not exceed the amount recommended by the PFMC. There was a caucus. Dave Hillemeier did not accept the friendly amendments. Several friendly amendments were made to fine-tune the language of the last paragraph of the motion, and they were accepted by Dave Hillemeier. These were: Dave Bitts suggested replacing “what” with “how many fall chinook” in the first sentence and replacing “this surplus” with “any surplus” in the second sentence; Phil Detrich suggested adding “in a timely fashion” to the second sentence; LB Boydston suggested inserting “the KFMC and” and “fully” in the second sentence. Dave Hillemeier composed an additional sentence for the motion “The target for the in-river harvest will be specified by the PFMC’s final recommendation.” The motion was then restated.

Dave Hillemeier made a motion with Dave Bitts seconding:

The KFMC passed the following motion on April 1, 2001

“The Klamath Council recommends full utilization of harvestable surplus fish originating from the Klamath River basin, recognizing California coastal chinook, OCN coho and Sacramento winter run constraints may constrain fisheries more than the Klamath fish impact alone. In general, as Klamath

impacts are limited by other stocks north and south of the KMZ, "saved" fish should be allocated to (1) fisheries within the KMZ, and then if other stock constraints are limiting to (2) a full Klamath River sport fishery, and if additional harvestable fish remain, to (3) Klamath River tribal fisheries. The escapement rate of about 33% should be maintained. Any such transfer has no effect on any party's share, entitlement or allocation in any future year."

We encourage the State of California to develop a scientifically credible model to predict in-season how many fall chinook the in-river sport fishery will harvest during 2001. We also encourage the State to notify the KFMC and the Tribes in a timely fashion of what this harvest will be to facilitate the Tribes' fully accessing any harvestable surplus

The target for the in-river harvest will be specified by the PFMC's final recommendation.

The motion passed unanimously.

Mike Orcutt passed out a memo regarding the Hoopa Valley Tribal Council's Resolution 93-51 on inter-tribal fall chinook harvest allocation, that was re-affirmed by a Tribal Council motion on October 13, 2000 (*Handout Y*). In the motion the Hoopa Valley Tribal Council determined that the inter-tribal allocation of fall chinook should be 50/50 (i.e. half of the harvest go to the Hoopa Valley Tribe and half go to the Yurok Tribe). Dave Hillemeier said he felt the KFMC was the forum to discuss the inter-tribal allocation, but he had not brought the appropriate people to discuss the inter-tribal allocation, as he was unaware the subject would be raised. Mike Orcutt said he was distributing the memo for information purposes. LB Boydston recommended that the tribe also send the memo to CDFG and the Commission.

Agendum 15a. Set meeting times for the Harvest Allocation Work Group (HAWG)

Members discussed the election of the chairman of the HAWG, and agreed that Keith Wilkinson should remain the chairman. The meeting time for the HAWG was set for 3:00 pm, Tuesday, April 3.

Agendum 3. Adopt minutes from the February 22-23, 2001 meeting

Jennifer Silveira distributed *Handout M*, showing changes to the February 2001 minutes suggested by the members.

Mike Orcutt made a motion with Keith Wilkinson seconding:

To adopt the minutes of the February 2001 meeting minutes as amended.

The motion passed unanimously.

Agendum 10 (continued). Set meeting times for the rest of week

The next meeting was set for Wednesday, April 4 at 12:00 pm.

2:00 pm Recess

Wednesday, April 4, 2001

12:00 pm Reconvene

Agendum 2 (continued). Review, approve agenda

Members reviewed and approved the agenda (*Handout N*).

Agendum 9c (continued). Develop recommendation for the California Fish and Game Commission and the Tribes

Dan Viele distributed a draft letter from the KFMC to the Commission containing the motion made on April 2, 2001 (*Handout O*).

Hans Radtke made a motion with ? seconding:

To approve the draft letter from the KFMC to the California Fish and Game Commission, with a copy sent to NMFS, and with the same letter addressed and sent to the tribes and the California Department of Fish and Game.

The motion passed unanimously.

Agendum 8 (continued). Public comment

There was no public comment.

Agendum 15b. Report from the HAWG

Keith Wilkinson distributed and read a list of goals for spring chinook management developed by the HAWG (*Handout P*). No actions had been taken by the HAWG so far, but these would be likely assignments for the KRTAT. Members discussed and revised the list, which staff retyped and distributed (*Handout Q*).

Agendum 9c (continued). Develop recommendation for the California Fish and Game Commission and the Tribes

Mike Orcutt expressed concerns and questions about the mechanism that CDFG will develop to predict the in-river sport harvest. LB Boydston committed CDFG to develop the prediction model by June 1, 2001 for the KRTAT to review. That would be the time to address technical questions. Paul Kirk said the KFMC's letter to the Commission indicates that CDFG and the tribes need to work together on this.

LB Boydston made a motion with Sam Sharr seconding:

To reconsider the previous motion to approve the draft letter from the KFMC to the California Fish and Game Commission.

The motion passed unanimously.

Members then discussed some changes to the language of the letter that would express their intentions more clearly. Staff retyped and distributed the revised letter (*Handout R*).

LB Boydston made a motion with Keith Wilkinson seconding:

To approve the draft letter from the KFMC to the California Fish and Game Commission, (with a copy sent to NMFS, and with the same letter addressed and sent to the tribes and the California Department of Fish and Game) with the following modifications: strike the words "available for harvest and" in the first paragraph, and change "saved" to "utilized" in the second paragraph.

Mike Orcutt made a friendly amendment that was accepted:

To indent the last sentence.

Phil Detrich made a friendly amendment that was accepted:

To change "required" to "desirable" in the first paragraph.

The motion passed unanimously.

Agendum 16 (continued). Assignments to the KRTAT, staff and members

LB Boydston made a motion with Paul Kirk seconding:

To make the following an assignment to the KRTAT:

1)The revised spring chinook goals developed by the HAWG (Handout Q)

Members added the following additional assignments as amendments:

2)Look at how impacts to Rogue/Klamath coho are assessed

3)Review the Hoopa Valley Tribe's Fisheries Management Plan for Commercial Harvest of Spring Chinook
Salmon on the Hoopa Valley Reservation 2001

4)Review the methodology CDFG will develop to project in-river sport catch

5)Continue the revision of the KOHM

The motion passed unanimously

Agendum 9c (continued). Develop recommendation for the California Fish and Game Commission and the Tribes

LB Boydston made a motion with Paul Kirk seconding:

To add to the agenda a discussion of a draft letter (offered by LB Boydston) (*Handout S*) from the KFMC to the California Fish and Game Commission regarding the effect of sport angling regulation changes on spring chinook.

The motion passed unanimously.

Members discussed the draft letter at length. During the discussion, LB Boydston left, and Mike Rode sat in for him. There was disagreement in particular about the proposed recommendation by the KFMC that the increase in chinook bag limits not be implemented until July 1, 2001. Dave Hillemeier asked that the date be August 1, since spring chinook tags are recovered well into August. Paul Kirk and LB Boydston said that would be difficult, because two regulation booklets would be required to implement a later change, and that would confuse anglers. No action was taken.

Agendum 17. Review motions

Staff distributed a list of motions made April 1-2, 2001 (*Handout T*). Members made minor corrections.

Agendum 18. Suggest agenda and meeting place for October 2001 meeting; discuss 2002 meeting schedule

Members looked at *Handout U*, the PFMC's meeting schedule, and discussed locations for the October meeting.

Sam Sharr made a motion with Dave Hillemeier seconding:

To meet in Weaverville on October 17-18, 2001.

The motion passed unanimously.

Dan Viele said he wants the KFMC to spend more time at the October meeting focussing on management (i.e. spring chinook, the KOHM) rather than habitat issues, since habitat restoration is the charge of the Klamath Task

Force. Paul Kirk said that the usual early harvest updates could be condensed. Dan Viele asked that at the October meeting members present only items of extreme interest in these areas.

Members suggested the following items for the October agenda:

Spring chinook (Dave Hillemeier)

Results of the June 2001 Klamath Task Force budget meeting (Keith Wilkinson)

Trinity Management Group update as related to harvest monitoring funding (Paul Kirk)

Brief Klamath/Trinity Basin flow update (Mike Rode)

HAWG issues (Dave Hillemeier)

Consideration of whether the KFMC should continue to meet on Sunday afternoons (Phil Detrich)

Phil Detrich invited members to give him comments and suggestions on the staff support for KFMC meetings.

Sam Sharr made a motion with Mike Orcutt seconding:

To adjourn the meeting.

The motion passed unanimously

2:00 pm Adjourn

Attachment #1

PARTICIPANTS
Klamath Fishery Management Council Meeting
April 1-4, 2001
Sacramento Red Lion Inn,
Sacramento, California
Meeting #65

Members

Representative Seat

California Commercial Salmon Industry
California In-river Sport Fishing Community
California Offshore Recreational Fishing Industry
California Department of Fish and Game
Hoopa Valley Tribe
National Marine Fisheries Service
Non-Hoopa Indians Residing in Klamath
Conservation Area
Oregon Commercial Salmon Fishing Industry
Oregon Department of Fish and Wildlife
Pacific Fishery Management Council
U.S. Department of Interior

Members Present

Dave Bitts
Virginia Bostwick
Paul Kirk
LB Boydstun (and alternate Mike Rode)
Mike Orcutt (alternate for Leonard Masten, Jr.)
Dan Viele
Dave Hillemeier

Keith Wilkinson
Sam Sharr (alternate for Steve King)
Hans Radtke
Mary Ellen Mueller (and alternate Phil Detrich)

Other Speakers:

Mike Burner, KRTAT, Oregon Department of Fish and Wildlife
Bob Crouch, Brookings
George Kautsky, KRTAT Chairman, Hoopa Tribal Fisheries Dept.
Jennifer Silveira, Yreka Fish and Wildlife Office
Don Stevens, Salmon Advisory Subpanel, Oregon Trollers representative
Jim Welter, Salmon Advisory Subpanel, Oregon Sport Fishers representative

Attachment #2

HANDOUTS
Klamath Fishery Management Council Meeting
April 1-4, 2001
Sacramento Red Lion Inn,
Sacramento, California
Meeting #65

Handouts

Agendum 1	Handout A	Letter of resignation of KFMC chairmanship by Mary Ellen Mueller
Agendum 2	Handout B	Agenda, KFMC meeting April 1, 2001
Agendum 5	Handout C	KFMC recommendations to PFMC, March 2001
Agendum 6	Handout D	Commercial troll and recreational management options proposed by the Pacific Fishery Management Council for non-Indian ocean salmon fisheries, 2001
Agendum 9	Handout E	Draft KFMC recommendations to Hoopa and Yurok tribes and the California Fish and Game Commission
Agendum 9	Handout F	Letter from William Robinson, National Marine Fisheries Service, to Don McIsaac, Pacific Fishery Management Council, regarding salmon forecast methodologies, dated June 9, 2000.
Agendum 9	Handout G	KFMC Motion #2, excerpted from the KFMC Recommendation to the PFMC dated March 10, 1996, regarding full utilization of harvestable fish
Added		
Agendum	Handout H	Hoopa Valley Tribe's Fisheries Management Plan for Commercial Harvest of Spring Chinook Salmon on the Hoopa Valley Reservation 2001
Agendum 1	Handout I	Agenda, KFMC meeting April 2, 2001
Agendum 9	Handout J	California Fish and Game Commission continuation notice of proposed regulatory action, dated March 23, 2001.
Agendum 9	Handout K	California Fish and Game Commission continuation notice of proposed regulatory action, dated March 12, 2001.
Agendum 9c	Handout L	KFMC motion made by Dave Hillemeier on April 2, 2001.
Agendum 3	Handout M	Proposed changes to the February 2001 KFMC minutes
Agendum 2	Handout N	Agenda, KFMC meeting April 4, 2001
Agendum 9c	Handout O	Draft KFMC letter to Robert Treanor, California Fish and Game Commission, regarding full utilization of Klamath River chinook
Agendum 15b	Handout P	Draft report to the KFMC from the Harvest Allocation Work Group (HAWG)
Agendum 15b	Handout Q	Revised report to the KFMC from the Harvest Allocation Work Group (HAWG)
Agendum 9c	Handout R	Final KFMC letter to Robert Treanor, California Fish and Game Commission, regarding full utilization of Klamath River chinook
Agendum 9c	Handout S	Draft KFMC letter to Robert Treanor, California Fish and Game Commission, regarding potential impacts of proposed Klamath chinook angling regulations on natural spring chinook stocks

Agendum 17	Handout T	KFMC motions, April 1-3, 2001
Agendum 18	Handout U	Pacific Fishery Management Council meeting schedule
Informational	Handout V	Letter from KFMC sent to Todd Olson, PacifiCorp, regarding re-licensing of the Klamath Hydroelectric Project
Informational	Handout W	Letter from KFMC sent to Rebecca Lent, National Marine Fisheries Service, regarding Klamath Project 2001 operations
Informational	Handout X	Letter from Klamath River Basin Fisheries Task Force sent to Todd Olson, PacifiCorp, regarding re-licensing of the Klamath Hydroelectric Project
Informational	Handout Y	Memo regarding Hoopa Valley Tribal Council Resolution 93-51 on inter-tribal fall chinook harvest allocation, re-affirmed by a Tribal Council motion on October 13, 2000.

Attachment #3

***MOTIONS AND ASSIGNMENTS
Klamath Fishery Management Council Meeting
April 1-4, 2001
Sacramento Red Lion Inn,
Sacramento, California
Meeting #65***

Motions

April 1, 2001

Mike Orcutt made a motion with Keith Wilkinson seconding:

To accept the resignation of Mary Ellen Mueller as chair of the KFMC.

Motion passed, with Mary Ellen Mueller abstaining.

Mary Ellen Mueller made a motion with Dave Hillemeier seconding:

To nominate Dan Viele for KFMC chair.

Sam Sharr made a motion with Dan Viele seconding:

To nominate Mike Orcutt for KFMC chair.

Sam Sharr made a motion with Mike Orcutt seconding:

To affirm unanimity of support for Dan Viele as KFMC chair.

The motion passed with Mary Ellen Mueller abstaining.

Mike Orcutt made a motion with Keith Wilkinson seconding:

To affirm Paul Kirk as KFMC vice-chair.

The motion passed unanimously.

Keith Wilkinson made a motion with Dave Bitts seconding:

To approve the agenda as amended.

The motion passed unanimously.

Dave Hillemeier made a motion with Paul Kirk seconding:

The KFMC recommends full utilization of harvestable surplus fish originating from the Klamath River basin, recognizing California coastal chinook, Oregon coastal natural coho, and Sacramento winter run chinook constraints may constrain fisheries more than the Klamath fish impact alone. In general, as Klamath impacts are limited by other stocks north and south of the KMZ, "saved" fish should be allocated to (1) fisheries within the KMZ, and then if other stock constraints are limited to (2) a full Klamath River sport fishery, and if additional harvestable fish remain, to (3) Klamath River tribal fisheries. The escapement rate of about 33% should be maintained.

Dave Bitts offered a friendly amendment that was accepted:

Any such transfer has no effect on any party's share entitlement or allocation in any future year.
The motion passed with Mike Orcutt abstaining.

April 2, 2001

Paul Kirk made a motion with Dave Bitts seconding:

The KFMC recommends to the PFMC Option 1 for the KMZ sport fishery.

The motion passed unanimously.

Dave Hillemeier made a motion with Dave Bitts seconding:

The KFMC passed the following motion on April 1, 2001:

"The Klamath Council recommends full utilization of harvestable surplus fish originating from the Klamath River basin, recognizing California coastal chinook, OCN coho and Sacramento winter run constraints may constrain fisheries more than the Klamath fish impact alone. In general, as Klamath impacts are limited by other stocks north and south of the KMZ, "saved" fish should be allocated to (1) fisheries within the KMZ, and then if other stock constraints are limiting to (2) a full Klamath River sport fishery, and if additional harvestable fish remain, to (3) Klamath River tribal fisheries. The escapement rate of about 33% should be maintained. Any such transfer has no effect on any party's share, entitlement or allocation in any future year."

We encourage the State of California to develop a scientifically credible model to predict in-season how many fall chinook the in-river sport fishery will harvest during 2001. We also encourage the State to notify the KFMC and the Tribes in a timely fashion of what this harvest will be to facilitate the Tribes' fully accessing any harvestable surplus.

The target for the in-river harvest will be specified by the PFMC's final recommendation.

The motion passed unanimously.

Mike Orcutt made a motion with Keith Wilkinson seconding:

To adopt the minutes of the February, 2001 meeting minutes as amended.

The motion passed unanimously.

April 4, 2001

Hans Radtke made a motion with ? seconding:

To approve the draft letter from the KFMC to the California Fish and Game Commission, with a copy sent to NMFS, and with the same letter addressed and sent to the tribes and the California Department of Fish and Game.

The motion passed unanimously.

LB Boydstun made a motion with Sam Sharr seconding:

To reconsider the previous motion to approve the draft letter from the KFMC to the California Fish and Game Commission.

The motion passed unanimously.

LB Boydstun made a motion with Keith Wilkinson seconding:

To approve the draft letter from the KFMC to the California Fish and Game Commission, (with a copy sent to NMFS, and with the same letter addressed and sent to the tribes and the California Department of Fish and Game) with the following modifications: strike the words "available for harvest

and” in the first paragraph, and change “saved” to “utilized” in the second paragraph.

Mike Orcutt made a friendly amendment that was accepted:

To indent the last sentence.

Phil Detrich made a friendly amendment that was accepted:

To change “required” to “desirable” in the first paragraph.

The motion passed unanimously.

LB Boydstun made a motion with Paul Kirk seconding:

To add to the agenda a discussion of a draft letter (offered by LB Boydstun) from the KFMC to the California Fish and Game Commission regarding the effect of sport angling regulation changes on spring chinook.

The motion passed unanimously; (no action was taken on letter).

LB Boydstun made a motion with Paul Kirk seconding:

To make the following an assignment to the KRTAT:

1)The revised spring chinook goals developed by the HAWG (Handout Q)

Members added the following additional assignments as amendments:

2)Look at how impacts to Rogue/Klamath coho are assessed

3)Review the Hoopa Valley Tribe’s Fisheries Management Plan for Commercial Harvest of Spring Chinook Salmon on the Hoopa Valley Reservation 2001

4)Review the methodology CDFG will develop to project river sport catch

5)Continue the revision of the KOHM

The motion passed unanimously

Sam Sharr made a motion with Dave Hillemeier seconding:

To meet in Weaverville on October 17-18, 2001.

The motion passed unanimously.

Sam Sharr made a motion with Mike Orcutt seconding:

To adjourn the meeting.

The motion passed unanimously.

Assignments to members

None

Assignments to staff

None

Assignments to the KRTAT

1)The spring chinook goals developed by the HAWG:

- a) Assess fisheries impacts (highest priority)
- b) Stock recruitment analysis for South Fork Trinity, Mainstem Trinity, and Salmon River
- c) Literature review of spring chinook management in other basins

- d) Review stock status for other areas and identify data gaps
 - e) Review prediction methodology for hatchery CWT groups
 - f) Explore predictor for natural stocks
 - g) Harvest allocation, tribal/non-tribal distribution of catch
- 2) Look at how impacts to Rogue/Klamath coho are assessed
- 3) Review the Hoopa Valley Tribe's Fisheries Management Plan for Commercial Harvest of Spring Chinook Salmon on the Hoopa Valley Reservation 2001
- 4) Review the methodology CDFG will develop to project river sport catch
- 5) Continue the revision of the KOHM

Attachment #4

***FINAL AGENDA
Klamath Fishery Management Council Meeting
April 1-4, 2001
Sacramento Red Lion Inn,
Sacramento, California
Meeting #65***

Sunday, April 1, 2001

3:00 pm Convene meeting

ADMINISTRATION

Agendum 1	Election of officers
Agendum 2	Review, approve agenda
Agendum 3	Adopt minutes from the February 22-23, 2001 meeting
Agendum 4	Review handouts

2001 MANAGEMENT SEASON

Agendum 5	Review of recommendations made to the Pacific Fishery Management Council (PFMC) by the KPMC in March
Agendum 6	Review of the PFMC's options for public review
Agendum 8	Public comment
Agendum 9	Action: Develop additional recommendations for the 2001 management season for presentation to the PFMC and other agencies
Added Agendum	Spring chinook management
Agendum 10	Set meeting times for the rest of week

6:30 pm Recess

Monday, April 2, 2001

12:00 pm Reconvene

Agendum 2	Review, approve agenda
(continued)	

2001 MANAGEMENT SEASON (continued)

Agendum 9a	Report on the California Fish and Game Commission
Agendum 9b	Develop recommendation for the PFMC
Agendum 8	(continued). Public comment
Agendum 9c	Develop recommendations for the California Fish and Game Commission and the Tribes
Agendum 15a	Set meeting times for the Harvest Allocation Work Group (HAWG)

Agendum 3 Adopt minutes from the February 22-23, 2001 meeting
Agendum 10 (continued). Set meeting times for the rest of week

2:00 pm Recess

Wednesday, April 4, 2001

12:00 pm Reconvene

Agendum 2 (continued). Review, approve agenda
Agendum 9c (continued). Develop recommendation for the California Fish and Game Commission and the Tribes
Agendum 8 (continued). Public comment
Agendum 15b Report from the HAWG
Agendum 9c (continued). Develop recommendation for the California Fish and Game Commission and the Tribes
Agendum 16 (continued). Assignments to the KRTAT, staff and members
Agendum 9c (continued). Develop recommendation for the California Fish and Game Commission and the Tribes
Agendum 17 Review motions
Agendum 18 Suggest agenda and meeting place for October 2001 meeting; discuss 2002 meeting schedule

2:00 pm Adjourn